

PTO/SB/21 (09-04)

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FORM**

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Total Number of Pages in This Submission

Application Number	10/635,813
Filing Date	08/05/2003
First Named Inventor	Toyoaki Matsuhashi
Art Unit	2863
Examiner Name	Michael P. Nghiem
Attorney Docket Number	44471/288247

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input checked="" type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1) PTOL-85 (Part B) Fee(s) Transmittal; 2) PTO/SB/47 - Fee Address Indication Form; and 3) PTO-2038 Credit Card Payment form.
<input type="checkbox"/> Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	KILPATRICK STOCKTON LLP		
Signature			
Printed name	Brenda O. Holmes		
Date	11.23.2005	Reg. No.	40,339

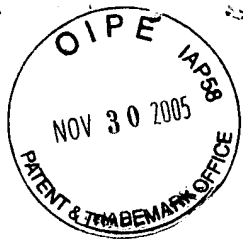
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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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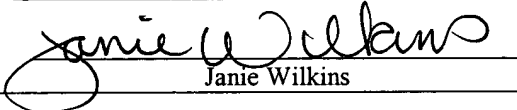


PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Toyoaki Matsuhashi)
) Art Unit: 2863
Serial No. 10/635,813)
) Examiner: Nghiem, Michael P.
Filed: **August 5, 2003**)
)
For: **Apparatus, Method, and Program for**) Attorney Docket No.: 44471/288247
Managing Products)

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Jamie Wilkins

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Notice of Allowability mailed August 28, 2005 included a statement of reasons for allowance. The reasons for allowance cite particular claim elements as being present in the independent claims. In particular, the Examiner indicated that “the combination as claimed wherein an apparatus or method for managing a plurality of products, comprising an average computation unit configured to compute an average of the measured values collected from the same type products (claims 1, 6, 11) is not disclosed, suggested, or made obvious by the prior art of record” (emphasis added). However, the method of Claim 6 and the computer program product of Claim 11 do not recite an average computation unit.

Application No. 10/635,813

Comments on Statement of Reasons for Allowance dated November 23, 2005

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To the extent that the Examiner's reasons for allowance suggest or state that certain limitations or combinations not found in the prior art are present in each and every claim whether or not specific language to that effect is found in every claim, it is noted that "the record as a whole" must be considered as a supplement to the statement of reasons for allowance, and to the extent that the record is clear and complete, it shall control the interpretation of any and all claims.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Brenda O. Holmes", with a long horizontal flourish extending to the right.

Brenda O. Holmes

Reg. No. 40,336

KILPATRICK STOCKTON LLP

Suite 2800

1100 Peachtree Street

Atlanta, Georgia 30309-4530

Docket: 44471/288247